

Atty. Docket: IDF 1660 (4000-04700)

JAN 12 2006

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Kevin H. Hansen, <i>et al.</i>	§	Group Art Unit: 2151
Serial No.:	09/919,430	§	Examiner: John B. Walsh
Filed:	July 31, 2001	§	Confirmation No. 4192
For:	INTERNET SERVICE NODE INCORPORATING A BANDWIDTH MEASUREMENT DEVICE AND ASSOCIATED METHODS FOR EVALUATING DATA TRANSFERS	§	

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

DECLARATION UNDER RULE 1.131

I, Kevin H. Hansen, declare:

1. I am a co-inventor of the above-identified application.
2. I have been continuously employed by Sprint in various capacities since July 1998.
3. As evidence of the reduction to practice of the invention claimed in this application,

the Invention Disclosure Form (Exhibit A) was filed with a previous Rule 1.131 declaration on May 5, 2005.

4. Paragraph 4 of the Invention Disclosure Form indicates that the invention is ready for commercialization, which further indicates that the invention had been successfully tested and was ready for distribution to and use by others within Sprint prior to the time that the Invention Disclosure Form was created.

5. As further evidence of actual reduction to practice of the invention claimed in this application, the Operational Ready Statement (Exhibit B) was filed with a previous Rule 1.131 declaration on May 5, 2005.

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6. As noted in the first paragraph of the Operational Ready Statement, "[t]he purpose of this document is to convey operational readiness for the Bandwidth Measurement Tool (BMT) that will be deployed into ION and to present an overview of the architecture" (emphasis added). A finding of "operational readiness" means that the invention had been successfully tested.

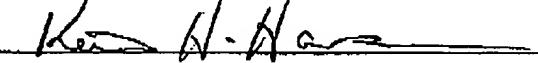
7. The Operational Ready Statement accurately reflects and describes the content thereof, which is the subject matter of the present invention.

8. Having refreshed my recollection by reviewing Exhibits A and B and based upon my further independent recollection, the invention claimed in this application was actually reduced to practice via successful testing prior to November 20, 2000.

9. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURE

Full name of inventor: Kevin H. Hansen

Inventor's signature: 

Date: 1-11-06

Country of Citizenship: U.S.A.

Residence Address: 7985 Monticello, Shawnee, KS 66227